

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q92245

Kazuyuki OHMOTO, et al.

Appln. No.: 10/561,973

Group Art Unit: 1625

Confirmation No.: 1551

Examiner: Rita J DESAI

Filed: December 22, 2005

For: NOVEL TRICYCLIC HETEROCYCLE COMPOUND

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

<u>Serial No.</u>	<u>Applicant's Name</u>	<u>Filing Date</u>
11/722,623	Kazuyuki OHMOTO, et al.	June 22, 2007

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

Applicant submits herewith copies of references cited and discussed in the above listed co-pending Application. More specifically, Applicants enclose the corresponding International Search Report (ISR) for PCT/JP2005/023450, dated April 11, 2006. An English language abstract, submitted herewith, constitutes a concise statement of relevance for Japanese Patent Application Publication No. 3-287586. Further, WO 95/026723 corresponds to JP 9-511246, WO 1999/064420 corresponds to JP 2002-517500, WO 2000/015639 corresponds to JP-2002-524564, WO 2002/064590 corresponds to JP 2004-518729, WO 2002-064591 corresponds to JP 2004-518730, WO 2002/088123 (previously submitted to the U.S. PTO on December 22, 2005) corresponds to JP 2004-532852 and WO 2002/00657 corresponds to JP 2004-501919. Copies of Japanese Patent Applications are not presently available but which should be transmitted by the International Bureau.

Applicant notes, that one (1) reference, NPL document “M. CAIN et al,” was previously submitted to the U.S. PTO on August 28, 2009.

Additionally, Applicant submits a copy of an Extended European Search Report dated December 3, 2009, along with copies of listed references “C. BALSAMINI, et al” and EP 1475368.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

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The U.S. PTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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Date: March 25, 2010